



FOIA Request

Ghilain, Katherine E. to: 'hq.foia@epa.gov'

07/11/2013 01:18 PM

Please see attached.

Thanks,

Katie Ghilain

Katherine Ghilain

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<http://www.arnoldporter.com> FOIA request to EPA 7-11-2013.pdf

July 11, 2013

VIA E-MAIL (HQ.FOIA@EPA.GOV)

National Freedom of Information Officer
FOIA and Privacy Branch (2882T)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: Freedom of Information Request

Dear Sir/Madam:

This is a request under the Freedom of Information Act for non-confidential copies of materials prepared or received by the U.S. Environmental Protection Agency ("EPA" or "Agency") staff, consultants and/or contractors pertinent to regulation of rodenticides. Specifically, I request any and all documents concerning difethialone, including but not limited to any and all Data Evaluation Records regarding difethialone.

I do not seek copies of any confidential trade secret materials. I would also like to remind you of two potentially relevant class determinations concerning the disclosure of information related to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA): Class Determination 1-99,¹ concerning the disclosure of information obtained under section 6(a)(2) of FIFRA, and the class determination found at 50 Federal Register 48833 (Nov. 27, 1985)² concerning the disclosure of reviews of pesticide test data.

If you determine that any records responsive to this request are exempt from disclosure, please inform me immediately of the basis for this determination and the means of administrative appeal, and also please provide me with any reasonably-severable or redacted portions of such documents. Additionally, if you withhold documents for any reason, please provide an itemized list of the withheld documents and

¹ This determination is available at <http://www.epa.gov/ogc/documents/1-99.pdf>.

² This determination is available at <http://www.epa.gov/opprd001/registrationkit/fr50.htm>.

ARNOLD & PORTER LLP

National Freedom of Information Officer

July 11, 2013

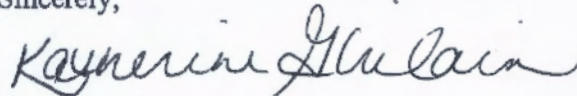
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the reasons articulated for withholding such documents, including the specific FOIA exemption you believe provides a basis for withholding such documents.

To expedite this request, I authorize you to undertake and to charge me for duplication expenses not to exceed \$500. Please contact me as soon as possible if duplicating costs will exceed \$500. You may also send the documents electronically to Katherine.Ghilain@aporter.com. If the scope of this request is such that you expect unreasonable delay in processing it, please contact me immediately to reach an agreement upon a schedule for responding in installments.

Thank you in advance for your assistance. Although a written reply is requested and expected, I can be reached by telephone at 212-715-1785 or via email at Katherine.Ghilain@aporter.com.

Sincerely,

A handwritten signature in cursive script, reading "Katherine Ghilain".

Katherine E. Ghilain